

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John J. Fowler  
Serial No.: 10/775,899  
Confirmation No.: 1422  
Filed: February 10, 2004  
For: METHOD AND SYSTEM FOR MONITORING  
COMPUTER NETWORKS AND EQUIPMENT

Examiner: Ibrahim, Mohamed  
Art Unit: 2444

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**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being electronically filed in accordance with §1.6(a)(4) on the 4<sup>th</sup> day of September 2009.

/Thomas J. McGinnis/  
Thomas J. McGinnis, Reg. No. 58,026

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Commissioner for Patents

**INFORMATION DISCLOSURE STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

This Information Disclosure Statement has been filed more than three months after the filing date of this application and after the mailing date of the first Office Action, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in this application.

The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the concurrently filed form PTO/SB/08a.

The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Inventor(s)</u>
10/775,898 (now U.S. Publication No. US 2004-0160897 A1)	2-10-2004	John J. Fowler

The Applicant would like to bring to the Examiner's attention the enclosed search reports and/or written opinions from potentially relevant International or Foreign National Applications:

- International Search Report from International Application No. PCT/US00/29689 (dated February 28, 2001).
- International Preliminary Examination Report from International Application No. PCT/US00/29689.
- Office Action from Canadian Patent Application No. 2,395,450, dated May 2, 2008.
- International Search Report from International Application No. PCT/US02/09179 (dated August 22, 2002).
- International Search Report from International Application No. PCT/US02/09178 (dated Sept. 4, 2002).
- International Search Report from International Application No. PCT/US02/02326 (dated January 10, 2003).
- European Search Report from European Patent Application No. EP 04 75 0067 (dated April 24, 2007).

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement, other than U.S. Patents and U.S. Patent Application Publications listed on a Form PTO/SB/08a, are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. Any concurrently filed form PTO/SB/08a be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

John J. Fowler, *Applicant*

By: /Thomas J. McGinnis/

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